

improvement, either public or private, action may be brought in the county wherein said building or improvement, or any part thereof is located.

SEC. 2. In effect. This act, being deemed of immediate importance, shall take effect and be in force from and after its passage and approval, and its publication in the Register and Leader and the Des Moines Capital, newspapers published in Des Moines, Iowa.

Approved February 24, A. D. 1911.

I hereby certify that the foregoing act was published in the Register and Leader and the Des Moines Capital February 25, 1911.

W. C. HAYWARD,
Secretary of State.

CHAPTER 165.

DISPOSITION OF PROCEEDS OF REAL ESTATE SOLD IN ACTIONS OF PARTITION.

S. F. 418.

AN ACT to amend section four thousand two hundred sixty-eight (4268) of the code, in relation to the disposition of the proceeds of real estate sold in actions of partition.

Be it enacted by the General Assembly of the State of Iowa:

SECTION 1. When parties are married. That section four thousand two hundred sixty-eight (4268) of the code be and the same is hereby amended by adding thereto the following:

“Provided that in case the amount of any share shall not exceed the sum of one thousand (\$1000) dollars the court may in its discretion direct the same to be paid to the owner or two-thirds to the owner and one-third to the spouse; and provided further, that in all cases when it is shown to the satisfaction of the court that the owner has been abandoned by the husband or wife, the whole amount shall be paid to the owner and no agreement therefor shall be required.”

Approved April 6, A. D. 1911.

CHAPTER 166.

FORFEITURE OF CONTRACT.

H. F. 26.

AN ACT to amend section four thousand two hundred ninety-nine (4299) of the code, relating to the declaration of forfeiture of contract and the service of notice relating thereto, and to amend section four thousand three hundred (4300) of the code relating to the recording of notice of forfeiture of contract.

Be it enacted by the General Assembly of the State of Iowa:

SECTION 1. Notice served personally or by publication. That section four thousand two hundred ninety-nine (4299) of the code be and the same is hereby amended by striking out all of the said section after the word “notice” in line (7) thereof, and inserting in lieu thereof the following:

“shall contain a declaration of an intention to forfeit said contract and the reason therefor and may be served personally or by publication, on the same conditions, and in the same manner as is provided for the service of original notices. If such notice is served by publication no affidavit therefor shall be